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1                                   A bill to be entitled

2       An act implementing the 2006-2007 General Appropriations  
3       Act; providing legislative intent; providing for use of  
4       specified calculations with respect to the Florida  
5       Education Finance Program; amending s. 1004.065, F.S.;  
6       providing a limitation on university and direct-support  
7       organization financings; amending s. 287.057, F.S.;  
8       authorizing the Department of Children and Family Services  
9       to contract with a private provider for a sexually violent  
10      predator facility; authorizing the Department of  
11      Corrections and the Department of Juvenile Justice to make  
12      certain expenditures to defray costs incurred by a  
13      municipality or county as a result of opening or operating  
14      a facility under authority of the respective department;  
15      amending s. 216.262, F.S.; providing for additional  
16      positions to operate additional prison bed capacity under  
17      certain circumstances; authorizing transfer of certain  
18      funds between the courts and the Justice Administrative  
19      Commission to meet certain shortfalls in due process  
20      services appropriations; providing for expenditure of  
21      funds from unallocated general revenue to offset  
22      deficiencies in due process services; authorizing the  
23      Executive Office of the Governor to transfer funds between  
24      departments for purposes of aligning amounts paid for risk  
25      management premiums and for purposes of aligning amounts  
26      paid for human resource management services; amending s.  
27      112.061, F.S.; providing for computation of travel time  
28      and reimbursement for public officers' and employees'  
29      travel; directing the Department of Environmental

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30        Protection to make specified awards of grant moneys for  
31        pollution control purposes; directing the Department of  
32        Environmental Protection to conduct a pilot program for  
33        expedited site evaluation and cleanup of port and airport  
34        facilities for redevelopment and expansion; providing  
35        guidelines for such program; creating the Caloosahatchee-  
36        St. Lucie Rivers Corridor Advisory Council; providing a  
37        definition; providing for appointment of members, per diem  
38        and travel expenses, staff, and duties of the advisory  
39        council; exempting staff from pt. II of ch. 110, F.S.,  
40        relating to the Career Service System; requiring  
41        recommendations to the Legislature; requiring a report to  
42        the Legislature and Governor by a specific date; providing  
43        for expiration of the advisory council; creating the Fuel  
44        Distributors Emergency Power Assistance Grant Program  
45        within the Department of Community Affairs; amending s.  
46        120.551, F.S.; continuing Internet publication of certain  
47        notices of the Department of Environmental Protection and  
48        the Board of Trustees of the Internal Improvement Trust  
49        Fund; amending s. 502.015, F.S.; authorizing moneys in the  
50        General Inspection Trust Fund to be appropriated for  
51        certain programs operated by the Department of Agriculture  
52        and Consumer Services; amending s. 11.151, F.S.;  
53        increasing the contingency fund for the legislative  
54        presiding officers; amending s. 320.08058, F.S.;  
55        authorizing proceeds from the Professional Sports  
56        Development Trust Fund to be used for operational expenses  
57        of the Florida Sports Foundation and financial support of  
58        the Sunshine State Games; amending s. 253.034, F.S.;

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59        authorizing deposit of funds from the sale of property by  
60        the Department of Highway Safety and Motor Vehicles  
61        located in Palm Beach County; amending s. 402.3017, F.S.;  
62        authorizing the Agency for Workforce Innovation to  
63        administer Teacher Education and Compensation Helps  
64        (TEACH) scholarship program; amending s. 216.292, F.S.;  
65        authorizing the Governor to recommend fixed capital outlay  
66        projects funded by Federal Emergency Management Agency  
67        grants; providing for review by the Legislative Budget  
68        Commission; authorizing state agencies to make cash awards  
69        to state employees demonstrating satisfactory service to  
70        the agency or the state; providing limits on such awards;  
71        requiring a report with respect thereto; providing finding  
72        of best interest of the state for authorization and  
73        issuance of certain debt; providing effect of veto of  
74        specific appropriation or proviso to which implementing  
75        language refers; providing for future repeal or expiration  
76        of various provisions; providing for reversion of certain  
77        provisions; incorporating by reference specified  
78        performance measures and standards directly linked to the  
79        appropriations made in the 2006-2007 General  
80        Appropriations Act, as required by the Government  
81        Performance and Accountability Act of 1994; providing  
82        severability; providing effective dates.

83  
84        Be It Enacted by the Legislature of the State of Florida:

85  
86        Section 1. It is the intent of the Legislature that the  
87        implementing and administering provisions of this act apply to

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88 | the General Appropriations Act for fiscal year 2006-2007.

89 |       Section 2. In order to implement Specific Appropriations 7,  
90 | 8, and 91-97 of the 2006-2007 General Appropriations Act, the  
91 | calculations of the Florida Education Finance Program for the  
92 | 2006-2007 fiscal year in the document entitled "Public School  
93 | Funding The Florida Education Finance Program" dated March 31,  
94 | 2006, and filed with the Clerk of the House of Representatives  
95 | are incorporated by reference for the purpose of displaying the  
96 | calculations used by the Legislature, consistent with the  
97 | requirements of the Florida Statutes, in making appropriations  
98 | for the Florida Education Finance Program.

99 |       Section 3. In order to implement section 11 of the 2006-  
100 | 2007 General Appropriations Act, section 1004.065, Florida  
101 | Statutes, is amended to read:

102 |       1004.065 Limitation on university and direct-support  
103 | organization financings.--No project may be financed by or on  
104 | behalf of a university or a direct-support organization pursuant  
105 | to s. 1001.74(5), s. 1004.28(6), s. 1010.60(2), s. 1013.15, s.  
106 | 1013.16, s. 1013.17, s. 1013.171, s. 1013.74, or s. 1013.78, or  
107 | through any financing mechanism, including, but not limited to,  
108 | revenue bonds, promissory notes, certificates of participation,  
109 | lease-purchase agreements, or any other form of indebtedness,  
110 | without prior approval of the project by the Legislature by an  
111 | act relating to appropriations or general law. This section  
112 | expires July 1, 2007 ~~2006~~.

113 |       Section 4. In order to implement Specific Appropriation  
114 | 375-380 of the 2006-2007 General Appropriations Act, paragraph  
115 | (c) is added to subsection (14) of section 287.057, Florida  
116 | Statutes, to read:

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117 287.057 Procurement of commodities or contractual  
118 services.--

119 (14)

120 (c) Notwithstanding paragraph (a), the Department of  
121 Children and Family Services may enter into agreements, not to  
122 exceed 23 years, with a private contractor to finance, design,  
123 and construct a secure facility, as described in s. 394.917, of  
124 at least 600 beds and to operate all aspects of daily operations  
125 within the secure facility. The contractor may sponsor the  
126 issuance of tax-exempt certificates of participation or other  
127 securities to finance the project, and the state may enter into a  
128 lease-purchase agreement for the secure facility. The department  
129 shall begin the implementation of this privatization initiative  
130 by July 1, 2006. This section expires July 1, 2007.

131 Section 5. In order to fulfill legislative intent regarding  
132 the use of funds contained in Specific Appropriations 720, 731,  
133 741, and 1167 of the 2006-2007 General Appropriations Act, the  
134 Department of Corrections and the Department of Juvenile Justice  
135 may expend appropriated funds to assist in defraying the costs of  
136 impacts that are incurred by a municipality or county and  
137 associated with opening or operating a facility under the  
138 authority of the respective department which is located within  
139 that municipality or county. The amount that is to be paid under  
140 this section for any facility may not exceed 1 percent of the  
141 facility construction cost, less building impact fees imposed by  
142 the municipality or by the county if the facility is located in  
143 the unincorporated portion of the county. This section expires  
144 July 1, 2007.

145 Section 6. In order to implement Specific Appropriations

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710-805 of the 2006-2007 General Appropriations Act, subsection (4) of section 216.262, Florida Statutes, is amended to read:

216.262 Authorized positions.--

(4) Notwithstanding the provisions of this chapter on increasing the number of authorized positions, and for the 2006-2007 ~~2005-2006~~ fiscal year only, if the actual inmate population of the Department of Corrections exceeds the inmate population projections of the March 21, 2006 ~~February 14, 2005~~, Criminal Justice Estimating Conference by 1 percent for 2 consecutive months or 2 percent for any month, the Executive Office of the Governor, with the approval of the Legislative Budget Commission, shall immediately notify the Criminal Justice Estimating Conference, which shall convene as soon as possible to revise the estimates. The Department of Corrections may then submit a budget amendment requesting the establishment of positions in excess of the number authorized by the Legislature and additional appropriations from unallocated general revenue ~~the General Revenue Fund or the Working Capital Fund~~ sufficient to provide for essential staff, fixed capital improvements, and other resources to provide classification, security, food services, health services, and other variable expenses within the institutions to accommodate the estimated increase in the inmate population. All actions taken pursuant to the authority granted in this subsection shall be subject to review and approval by the Legislative Budget Commission. This subsection expires July 1, 2007 ~~2006~~.

Section 7. In order to implement Specific Appropriations 880B, 3248, and 3248A of the 2006-2007 General Appropriations Act, and pursuant to the notice, review, and objection procedures

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of s. 216.177, Florida Statutes, funds in Specific Appropriations 880B, 3248, and 3248A of the 2006-2007 General Appropriations Act may be transferred between the courts and the Justice Administrative Commission in order to address unanticipated shortfalls in due process services appropriations in excess of the contingency fund provided in Specific Appropriations 880B, 3248, and 3248A of the 2006-2007 General Appropriations Act. This section expires July 1, 2007.

Section 8. In order to implement Specific Appropriations 880B, 3248, and 3248A of the 2006-2007 General Appropriations Act, if a deficit is projected by the Justice Administrative Commission or the state courts in any specific appropriation provided for due process services, the Governor or the Chief Justice of the Supreme Court, respectively, may submit a budget amendment for consideration by the Legislative Budget Commission to authorize the expenditure of funds from unallocated general revenue to offset such deficiency. Any budget amendment submitted by the Governor to the Legislative Budget Commission shall contain certification by the Justice Administrative Commission that all actions required by s. 29.015, Florida Statutes, have been completed and that no funds exist in any contingency fund appropriation available to the entity projected to experience the deficiency. Any budget amendment submitted by the Supreme Court shall contain certification that the court has completed all actions required by s. 29.016, Florida Statutes, and that no funds exist in any contingency fund available to the state courts system. This section expires July 1, 2007.

Section 9. In order to implement the appropriation of funds in Special Categories-Risk Management Insurance of the 2006-2007

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204 General Appropriations Act, and pursuant to the notice, review,  
205 and objection procedures of s. 216.177, Florida Statutes, the  
206 Executive Office of the Governor is authorized to transfer funds  
207 appropriated in the appropriation category "Special Categories-  
208 Risk Management Insurance" of the 2006-2007 General  
209 Appropriations Act between departments in order to align the  
210 budget authority granted with the premiums paid by each  
211 department for risk management insurance. This section expires  
212 July 1, 2007.

213       Section 10. In order to implement the appropriation of  
214 funds in Special Categories-Transfer to Department of Management  
215 Services-Human Resources Services Purchased Per Statewide  
216 Contract of the 2006-2007 General Appropriations Act, and  
217 pursuant to the notice, review, and objection procedures of s.  
218 216.177, Florida Statutes, the Executive Office of the Governor  
219 is authorized to transfer funds appropriated in the appropriation  
220 category "Special Categories-Transfer to Department of Management  
221 Services-Human Resources Services Purchased Per Statewide  
222 Contract" of the 2006-2007 General Appropriations Act between  
223 departments in order to align the budget authority granted with  
224 the assessments that must be paid by each agency to the  
225 Department of Management Services for human resource management  
226 services. This section expires July 1, 2007.

227       Section 11. In order to implement sections 2-7 of the 2006-  
228 2007 General Appropriations Act, paragraph (c) of subsection (5)  
229 and paragraph (d) of subsection (6) of section 112.061, Florida  
230 Statutes, are amended to read:

231       112.061 Per diem and travel expenses of public officers,  
232 employees, and authorized persons.--

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(5) COMPUTATION OF TRAVEL TIME FOR REIMBURSEMENT.--For purposes of reimbursement and methods of calculating fractional days of travel, the following principles are prescribed:

(c) For the 2006-2007 ~~2005-2006~~ fiscal year only and notwithstanding the other provisions of this subsection, for Class C travel, a state traveler shall not be reimbursed on a per diem basis nor shall a traveler receive subsistence allowance. This paragraph expires July 1, 2007 ~~2006~~.

(6) RATES OF PER DIEM AND SUBSISTENCE ALLOWANCE.--For purposes of reimbursement rates and methods of calculation, per diem and subsistence allowances are divided into the following groups and rates:

(d) For the 2006-2007 ~~2005-2006~~ fiscal year only and notwithstanding the other provisions of this subsection, for Class C travel, a state traveler shall not be reimbursed on a per diem basis nor shall a traveler receive subsistence allowance. This paragraph expires July 1, 2007 ~~2006~~.

Section 12. Notwithstanding s. 403.7095, Florida Statutes, in order to implement Specific Appropriation 1868 of the 2006-2007 General Appropriations Act, the Department of Environmental Protection shall award:

(1) \$6,500,000 in grants equally to counties with populations of fewer than 100,000 for waste tire, litter prevention, recycling and education, and general solid waste programs.

(2) \$1,599,500 to be used for Innovative Grants.

(3) \$1,500,000 to be used for the Florida Green Procurement Initiative to assist state agencies in meeting s. 403.7065.

(4) \$5,000,000 to be used for the Treasure Coast Regional

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Biosolids Management Facility.

This section expires July 1, 2007.

Section 13. In order to implement Specific Appropriation 1847 of the 2006-2007 General Appropriations Act, and for the 2006-2007 fiscal year only, the Department of Environmental Protection shall conduct a pilot program of the efficacy of expedited site evaluation and cleanup of existing public port and airport facility sites that have high redevelopment potential and that serve an immediate and demonstrated public purpose. The department shall conduct the pilot program at sites that will serve as prototypes to evaluate the need for funding in subsequent years.

(1) The pilot program sites selected must include:

(a) A port facility at which petroleum contamination is a potential threat to marine and estuarine waters and is hindering the tourism, trade, and economic development potential for the facility and the surrounding area; and

(b) An airport adjacent to marine or estuarine waters where redevelopment and expansion are likely to be hindered by petroleum contamination issues.

(2) The pilot program should focus on:

(a) Rapid assessment of the scope of the contamination issues;

(b) The effective use of existing site information;

(c) For larger, multiyear projects, the development of project phases, schedules, and budget estimates, including appropriate cost sharing components with affected entities;

(d) Commitment of one-time funds for petroleum

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291 contamination assessment, free product removal, soil removal, and  
292 restoration that will render site conditions suitable for  
293 immediate redevelopment; and

294 (e) Preparation of an independent oversight report that  
295 evaluates the cost-effectiveness of this funding approach with  
296 emphasis on the timing of tax benefits that may accrue.

297 (3) The department is directed to implement this pilot  
298 program as soon as possible and report its progress to the  
299 Legislature by March 1, 2007.

300 (4) This section expires July 1, 2007.

301 Section 14. In order to implement Specific Appropriation  
302 1825 of the 2006-2007 General Appropriations Act, and for the  
303 2006-2007 fiscal year only, there is hereby created the  
304 Caloosahatchee-St. Lucie Rivers Corridor Advisory Council.

305 (1) For purposes of this act, the hydrologic basins of the  
306 Caloosahatchee River and its estuary and the St. Lucie River and  
307 its estuary, including Lake Okeechobee, shall be known as the  
308 "Caloosahatchee-St. Lucie Rivers Corridor."

309 (2) The Caloosahatchee-St. Lucie Rivers Corridor Advisory  
310 Council is under the Department of Environmental Protection and  
311 shall consist of 17 members who shall be appointed as follows:

312 (a) The Governor shall appoint:

313 1. One consumer member.

314 2. One member with hydrologic experience within the  
315 Caloosahatchee-St. Lucie Rivers Corridor and expertise in  
316 engineering.

317 3. One member from the agriculture industry.

318 4. One member from an environmental group.

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319        5. One member from the business or tourism community in  
320 Okeechobee County, Martin County, or Palm Beach County.

321        (b) The President of the Senate shall appoint:

322        1. One member representing local government in Lee County.

323        2. One member with hydrologic experience within the  
324 Caloosahatchee-St. Lucie Rivers Corridor and expertise in  
325 hydrology.

326        3. One member from the agriculture industry.

327        4. One member from an environmental group.

328        5. One member from the business or tourism community in Lee  
329 County or Charlotte County.

330        6. One member from the Senate.

331        (c) The Speaker of the House of Representatives shall  
332 appoint:

333        1. One member representing local government in Martin  
334 County.

335        2. One member with hydrologic experience within the  
336 Caloosahatchee-St. Lucie Rivers Corridor and expertise in  
337 biology.

338        3. One member from the agriculture industry.

339        4. One member from an environmental group.

340        5. One member from the business or tourism community in  
341 Hendry County or Glades County.

342        6. One member from the House of Representatives.

343        (d) The Governor shall appoint the chair of the advisory  
344 council from among its members.

345        (e) Appointments to the advisory council shall be made no  
346 later than 30 days after the effective date of this act.

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347       (f) Each member of the advisory council may receive per  
348 diem and travel expenses as provided in s. 112.061, Florida  
349 Statutes, while carrying out the business of the advisory  
350 council.

351       (g) The first meeting of the advisory council shall be held  
352 no later than 60 days after the effective date of this act.

353       (h) The records and meetings of the advisory council are  
354 subject to the provisions of chapter 119 and s. 286.011, Florida  
355 Statutes.

356       (i) The advisory council shall be staffed by an executive  
357 director and other personnel selected and hired by the Department  
358 of Environmental Protection who shall be exempt from part II of  
359 chapter 110, Florida Statutes, relating to the Career Service  
360 System. The Department of Environmental Protection may employ  
361 staff and consultants as necessary to assist the advisory council  
362 in fulfilling its responsibilities. The South Florida Water  
363 Management District and the Department of Environmental  
364 Protection shall each appoint a liaison for the respective agency  
365 to work directly with the executive director of the advisory  
366 council and to provide expertise and assistance to the advisory  
367 council.

368       (3) The duties of the Caloosahatchee–St. Lucie Rivers  
369 Corridor Advisory Council are to:

370           (a) Meet at least five times after August 1, 2006.

371           (b) Hold a minimum of five public hearings within the  
372 Caloosahatchee–St. Lucie Rivers Corridor for the purpose of  
373 receiving public comments and information.

374           (c) Review the operation and management of Lake Okeechobee  
375 and the associated discharges from the lake for the purpose of

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376 formulating specific recommendations relating to, but not limited  
377 to:

378 1. Scientifically viable, economically feasible projects,  
379 programs, and regulations that address or mitigate the impacts of  
380 high-level discharges from Lake Okeechobee upon the receiving  
381 waters of the Caloosahatchee River and the St. Lucie Canal and  
382 St. Lucie River and their respective estuaries.

383 2. Ongoing projects and plans authorized pursuant to the  
384 Lake Okeechobee Protection Program and the Comprehensive  
385 Everglades Restoration Plan under s. 373.4592, Florida Statutes.

386 3. Environmentally and economically feasible projects to  
387 remove accumulated sedimentation from Lake Okeechobee.

388 4. Alternative treatment strategies, projects, best  
389 management practices, and funding sources to manage more  
390 effectively the hydrology of the corridor to minimize adverse  
391 ecological effects upon the receiving waters from Lake Okeechobee  
392 discharge.

393 5. Long-term funding for implementation of the projects and  
394 programs identified in the report.

395 (4) The advisory council shall prepare and submit a report  
396 and recommendations to the President of the Senate and the  
397 Speaker of the House of Representatives prior to the 2007 Regular  
398 Session of the Legislature for implementation of projects and  
399 strategies to mitigate the present effects of high discharges  
400 from Lake Okeechobee upon the described basins.

401 (5) The advisory council shall submit to the Governor, the  
402 President of the Senate, and the Speaker of the House of  
403 Representatives by March 1, 2007, a report with specific  
404 recommendations for implementation by the Legislature and the

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405 Governor that will mitigate ecological effects upon the  
406 Caloosahatchee-St. Lucie Rivers Corridor and stabilize the effect  
407 of high discharges from Lake Okeechobee upon the tourist economy  
408 of Southwest and Southeast Florida.

409 (6) The advisory council shall expire on April 1, 2007, and  
410 this section shall expire July 1, 2007.

411 Section 15. In order to implement Specific Appropriation  
412 1857A of the 2006-2007 General Appropriations Act, there is  
413 hereby created the Fuel Distributors Emergency Power Assistance  
414 Grant Program within the Department of Community Affairs to  
415 provide assistance to fuel distributors in retrofitting their  
416 facilities to accommodate portable generators in preparation for  
417 major power outages. This section expires July 1, 2007.

418 Section 16. In order to implement Specific Appropriation  
419 1790 of the 2006-2007 General Appropriations Act, subsection (3)  
420 of section 120.551, Florida Statutes, is amended to read:

421 120.551 Internet publication.--

422 (3) This section is repealed effective July 1, 2007 ~~2006~~,  
423 unless reviewed and reenacted by the Legislature before that  
424 date.

425 Section 17. In order to implement Specific Appropriations  
426 1362-1546A of the 2006-2007 General Appropriations Act, section  
427 502.015, Florida Statutes, is amended to read:

428 502.015 General Inspection Trust Fund.--

429 (1) Any moneys collected by the department pursuant to this  
430 chapter shall be deposited in the General Inspection Trust Fund  
431 and used solely for the programs in this chapter.

432 (2) For the 2006-2007 fiscal year only and notwithstanding  
433 any other provision of law to the contrary, in addition to the

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434 spending authorized in subsection (1), moneys in the General  
435 Inspection Trust Fund may be appropriated for programs operated  
436 by the department which are related to the programs authorized by  
437 this chapter. This subsection expires July 1, 2007.

438 Section 18. In order to implement Specific Appropriations  
439 2788 and 2789 of the 2006-2007 General Appropriations Act,  
440 section 11.151, Florida Statutes, is amended to read:

441 11.151 Annual legislative appropriation to contingency fund  
442 for use of Senate President and House Speaker.--

443 (1) There is established a legislative contingency fund  
444 consisting of \$10,000 for the President of the Senate and \$10,000  
445 for the Speaker of the House of Representatives, which amounts  
446 shall be set aside annually from moneys appropriated for  
447 legislative expense. These funds shall be disbursed by the Chief  
448 Financial Officer upon receipt of vouchers authorized by the  
449 President of the Senate or the Speaker of the House of  
450 Representatives. Such funds may be expended at the unrestricted  
451 discretion of the President of the Senate or the Speaker of the  
452 House of Representatives in carrying out their official duties  
453 during the entire period between the date of their election as  
454 such officers at the organizational meeting held pursuant to s.  
455 3(a), Art. III of the State Constitution and the next general  
456 election.

457 (2) For the 2006-2007 ~~2005-2006~~ fiscal year only, the  
458 contingency fund amounts in subsection (1) are increased to  
459 \$20,000. This subsection expires July 1, 2007 ~~2006~~.

460 Section 19. In order to implement Specific Appropriation  
461 2688 of the 2006-2007 General Appropriations Act, paragraph (b)  
462 of subsection (9) of section 320.08058, Florida Statutes, is

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amended to read:

320.08058 Specialty license plates.--

(9) FLORIDA PROFESSIONAL SPORTS TEAM LICENSE PLATES.--

(b) The license plate annual use fees are to be annually distributed as follows:

1. Fifty-five percent of the proceeds from the Florida Professional Sports Team plate must be deposited into the Professional Sports Development Trust Fund within the Office of Tourism, Trade, and Economic Development. These funds must be used solely to attract and support major sports events in this state. As used in this subparagraph, the term "major sports events" means, but is not limited to, championship or all-star contests of Major League Baseball, the National Basketball Association, the National Football League, the National Hockey League, the men's and women's National Collegiate Athletic Association Final Four basketball championship, or a horseracing or dogracing Breeders' Cup. All funds must be used to support and promote major sporting events, and the uses must be approved by the Florida Sports Foundation.

2. The remaining proceeds of the Florida Professional Sports Team license plate must be allocated to the Florida Sports Foundation, a direct-support organization of the Office of Tourism, Trade, and Economic Development. These funds must be deposited into the Professional Sports Development Trust Fund within the Office of Tourism, Trade, and Economic Development. These funds must be used by the Florida Sports Foundation to promote the economic development of the sports industry; to distribute licensing and royalty fees to participating professional sports teams; to promote education programs in

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Florida schools that provide an awareness of the benefits of physical activity and nutrition standards; to partner with the Department of Education and the Department of Health to develop a program that recognizes schools whose students demonstrate excellent physical fitness or fitness improvement; to institute a grant program for communities bidding on minor sporting events that create an economic impact for the state; to distribute funds to Florida-based charities designated by the Florida Sports Foundation and the participating professional sports teams; and to fulfill the sports promotion responsibilities of the Office of Tourism, Trade, and Economic Development.

3. The Florida Sports Foundation shall provide an annual financial audit in accordance with s. 215.981 of its financial accounts and records by an independent certified public accountant pursuant to the contract established by the Office of Tourism, Trade, and Economic Development as specified in s. 288.1229(5). The auditor shall submit the audit report to the Office of Tourism, Trade, and Economic Development for review and approval. If the audit report is approved, the office shall certify the audit report to the Auditor General for review.

4. For the 2006-2007 ~~2005-2006~~ fiscal year only and notwithstanding the provisions of subparagraphs 1. and 2., proceeds from the Professional Sports Development Trust Fund may also be used for operational expenses of the Florida Sports Foundation and financial support of the Sunshine State Games. This subparagraph expires July 1, 2007 ~~2006~~.

Section 20. In order to implement section 32 of the 2006-2007 General Appropriations Act, subsection (13) of section 253.034, Florida Statutes, is amended to read:

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253.034 State-owned lands; uses.--

(13) Notwithstanding the provisions of this section, funds from the sale of property by the Department of Highway Safety and Motor Vehicles located in Palm Beach County are authorized to be deposited into the Highway Safety Operating Trust Fund to facilitate the exchange as provided in the General Appropriations Act, provided that at the conclusion of both exchanges the values are equalized. This subsection expires July 1, 2007 ~~2006~~.

Section 21. In order to implement proviso language in Specific Appropriation 2304 of the 2006-2007 General Appropriations Act, section 402.3017, Florida Statutes, is amended to read:

402.3017 Teacher Education and Compensation Helps (TEACH) scholarship program.--

(1) The Legislature finds that the level of early child care teacher education and training is a key predictor for determining program quality. The Legislature also finds that low wages for child care workers prevent many from obtaining increased training and education and contribute to high turnover rates. The Legislature therefore intends to help fund a program which links teacher training and education to compensation and commitment to the field of early childhood education.

(2) The Department of Children and Family Services is authorized to contract for the administration of the Teacher Education and Compensation Helps (TEACH) scholarship program, which provides educational scholarships to caregivers and administrators of early childhood programs, family day care homes, and large family child care homes.

(3) The department shall adopt rules as necessary to

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implement this section.

(4) For the 2006-2007 ~~2005-2006~~ fiscal year only, the Agency for Workforce Innovation may ~~shall~~ administer this section. This subsection expires July 1, 2007 ~~2006~~.

Section 22. In order to implement Specific Appropriations 1594, 1596, 1598, and 1600 of the 2006-2007 General Appropriations Act, subsection (5) of section 216.292, Florida Statutes, is amended to read:

216.292 Appropriations nontransferable; exceptions.--

(5)(a) A transfer of funds may not result in the initiation of a fixed capital outlay project that has not received a specific legislative appropriation, except that federal funds for fixed capital outlay projects for the Department of Military Affairs, which do not carry a continuing commitment on future appropriations by the Legislature, may be approved by the Executive Office of the Governor for the purpose received, subject to the notice, review, and objection procedures set forth in s. 216.177.

(b) Notwithstanding paragraph (a), and for the 2006-2007 fiscal year only, the Governor may recommend the initiation of fixed capital outlay projects funded by grants awarded by the Federal Emergency Management Agency for FEMA Disaster Declarations 1539-DR-FL, 1545-DR-FL, 1551-DR-FL, and 1561-DR-FL. All actions taken pursuant to the authority granted in this paragraph are subject to review and approval by the Legislative Budget Commission. This paragraph expires July 1, 2007.

Section 23. In order to implement specific appropriations for salaries and benefits in the 2006-2007 General Appropriations Act, notwithstanding the provisions of s. 110.1245(4), Florida

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Statutes, and for the 2006-2007 fiscal year only, agencies may additionally use funds for cash awards to state employees who demonstrate satisfactory service in the agency or to the state, in appreciation and recognition of such service. Awards may not exceed \$100 each and will be allocated from an agency's existing budget. By March 1, 2007, agencies that elect to make cash awards will report to the Governor and Cabinet, the President of the Senate, and the Speaker of the House of Representatives the dollar value and number of such awards given. If available, any additional information concerning employee satisfaction and feedback should be provided. This section expires July 1, 2007.

Section 24. In order to implement the issuance of new debt authorized in the 2006-2007 General Appropriations Act, and pursuant to the requirements of s. 215.98, Florida Statutes, the Legislature determines that the authorization and issuance of debt for the 2006-2007 fiscal year is in the best interest of the state and should be implemented.

Section 25. A section of this act that implements a specific appropriation or specifically identified proviso language in the 2006-2007 General Appropriations Act is void if the specific appropriation or specifically identified proviso language is vetoed. A section of this act that implements more than one specific appropriation or more than one portion of specifically identified proviso language in the 2006-2007 General Appropriations Act is void if all the specific appropriations or portions of specifically identified proviso language are vetoed.

Section 26. If any other act passed in 2006 contains a provision that is substantively the same as a provision in this act, but that removes or is otherwise not subject to the future

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608 repeal applied to such provision by this act, the Legislature  
609 intends that the provision in the other act shall take precedence  
610 and shall continue to operate, notwithstanding the future repeal  
611 provided by this act.

612       Section 27. The agency performance measures and standards  
613 in the document entitled "Performance Measures and Standards  
614 Approved by the Legislature for Fiscal Year 2006-2007" dated  
615 March 31, 2006, and filed with the Clerk of the House of  
616 Representatives are incorporated by reference. Such performance  
617 measures and standards are directly linked to the appropriations  
618 made in the General Appropriations Act for fiscal year 2006-2007,  
619 as required by the Government Performance and Accountability Act  
620 of 1994. State agencies are directed to revise their long-range  
621 program plans required under s. 216.013, Florida Statutes, to be  
622 consistent with these performance measures and standards.

623       Section 28. If any provision of this act or its application  
624 to any person or circumstance is held invalid, the invalidity may  
625 not affect other provisions or applications of the act which can  
626 be given effect without the invalid provision or application, and  
627 to this end the provisions of this act are declared severable.

628       Section 29. Except as otherwise expressly provided in this  
629 act, this act shall take effect July 1, 2006; or, if this act  
630 fails to become a law until after that date, it shall take effect  
631 upon becoming a law and shall operate retroactively to July 1,  
632 2006.